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*Receipt*  
*IFW*  
**AFTER FINAL  
EXPEDITED PROCEDURE**

March 29, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of A. Warshawsky, G. Flynn, M. Patel, D. Beight, J. Burkhardt, J. Tsay, M. Janusz, J. Shen, and R. Dharanipragada

Application No. 08/893,080

Filed July 15, 1997

Examiner B. Kifle

Art Unit 1624

Confirmation No. 7559

3-Mercaptoacetylamino-1,5-substituted-2-oxo-azepan Derivatives Useful as Inhibitors of Matrix Metalloproteinase

(Attorney Docket No. P 27,901-A USA)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on Tuesday, March 29, 2005.

  
Peter Bodine

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CORRECTED FILING RECEIPT

Dear Sir:

Applicants submit respectfully that the "Updated Filing Receipt", issued on December 4, 2001, lists an incorrect filing date. The correct filing date of

the present application is July 15, 1997, as indicated on the original Filing Receipt.

Pursuant to 37 CFR §1.53(b), the filing date of a non-provisional application is the date on which a specification which includes at least one claim and any "required" drawing is filed. The filing of such a specification (no drawings required) on July 15, 1997 was acknowledged by the Patent Office (see attached copy of a stamped returned Post Card indicating this). The Patent Office has never disputed July 15, 1997 as being the date of receipt of the relevant documents.

On November 28, 1997, the Patent Office issued a Notice to File Missing Parts of Application. The Notice did not indicate what portion of the application was missing. However, it was apparent to applicants that a signed Declaration was missing. Accordingly, a Reply to the Notice including an executed Declaration was submitted timely on December 19, 1997.

Due to a clerical error on the part of the Patent Office, a Notice of Abandonment for the application was issued on December 11, 2000 asserting that the above Reply did not include an executed Declaration and that no Declaration had been filed. Applicants filed a Petition for Withdrawal of Holding of Abandonment on February 9, 2001 submitting that the executed Declaration had indeed been filed timely. The Patent Office granted the Petition and withdrew the holding of abandonment, but issued the above erroneous Updated Filing Receipt which indicated December 19, 1997 (the date on which the Reply to Notice to File Missing Parts was filed) as the filing date of the application.

SYNNESTVEDT & LECHNER LLP  
Application No. 08/893,080  
Art Unit 1624

March 29, 2005  
Atty. Docket No. P 27,901-A USA

As stated above, the filing date of a non-provisional application is the date on which a specification which includes at least one claim and any required drawing is filed. As such a specification was filed on July 15, 1997, applicants request respectfully a corrected Filing Receipt which identifies July 15, 1997 as the filing date of this application.

Submitted respectfully,

  
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